Before the Federal Communications Commission Washington, DC 20554

Schools and Libraries Universal Service)	CC Docket No. 02-6
Support Mechanism)	

Supplement to Request for Waiver of Central Bucks School District

Billed Entity Name Central Bucks School District

Billed Entity Number 126054
Form 471 Number 1029584
Funding Request Number 2797503
Funding Commitment Decisions Letter July 6, 2015

This is a supplement to a timely submitted request for waiver originally filed on August 12, 2015. The waiver requested a post-funding commitment increase due to a ministerial and clerical error committed in the preparation and submission of the Form 471 Application. The error was not detected until after the Applicant received a funding commitment approval letter in July of 2015.

The funding request, FRN 2797503, was intended to include five different types of internal connections equipment: switches and related operations software, wireless access points, access point licenses, firewall and uninterruptible power supply components, all of which were intended to be included on FRN. The equipment is needed to ensure that the District's schools have adequate wireless Internet access coverage and adequate bandwidth for students' educational technology needs including, but not limited to, online testing. This District educates the third largest number of enrolled students in the Commonwealth of Pennsylvania – over 19,000 students. This project is a major update and expansion of each school's wireless network infrastructure and is planned and budgeted for the E-rate Funding Year 2015 period. Indeed, even before the funding approval letter was received, the District began ordering the equipment – including some of the components that were omitted from the funding request – in anticipation of receiving funding approval.

When a ministerial and clerical error occurs and the Applicant requests less funding than they intended, and the mistake is detected prior to the issuance of the funding commitment decisions letter, the mistake may be corrected. The applicant must produce source documentation and explain how the error occurred. The purpose of this documentation is to ensure that the request for additional funding truly was a mistake, and not a change of mind after the filing of the form 471 application.

For similar mistakes detected after the issuance of the funding commitment decisions letter, a request for waiver such as the present one is required and a similar evidentiary showing is essential. The Applicant believes that its source documentation meets this requirement as follows.

Exhibit 1 contains the vendor's quote dated February 13, 2015 that contains the entire list of equipment and components that the Applicant intended to include on its Form 471 application. See Exhibit 1. This quote contains all of the equipment that the District intended to purchase and include on the District's E-rate application. The District inadvertently confined its funding request to the switches and related operating software. The District did not include the wireless access points, access point licenses, and UPS components in

the FRN that were included on the vendor's price quote. The District used an incomplete and incorrect source document rather than the complete and correct vendor price quote when the Form 471 application was prepared.¹

Due to relying on the PEPPM master contract, there is no separate signed contract between the District and the vendor that can be shared with the FCC as conclusive proof of the District's intention to include all of the items in the Form 471 application. PEPPM is a master contract that is E-rate qualified because a Form 470 was posted prior to the execution of the master contract. In accordance with the SLD's and Commission's guidance concerning master contracts, an applicant may rely on a master contract and cite to that contract on the applicant's Form 471 application.

The SLD website which states in pertinent part:

No separate bidding documents or contracts are required by the applicant citing the state's FCC Form 470, other than what is required by the state master contract and state and local procurement laws. The signed state master contract between the state and the service provider meets the FCC signed contract requirement.²

The District's source documentation – the vendor price quote pursuant to a master contract – serves the same function as an E-rate contract. Recognizing, however, the vendor price quote may not provide the FCC with the same certainty as a contract signed by the Applicant, the District is submitting additional documentation to verify its purchasing intention as of the date of the Form 471 submission to prove that it intended to include all of the equipment on the price quote in its Form 471 application.

The omitted items were the following:

Description	Model Number	Qty	Price/Unit		 ded Price * unit price)
Checkpoint Firewall Security Gateway pre- defined system (4 cores, 9 Blades) SKU CPSG-					
P409	CPSG-P409	1	\$	10,728.57	\$ 10,728.57
LIC-ENT-5YR Meraki MR Enterprise Cloud					
Controller License, 5 Years	LIC-ENT-5YR	311	\$	176.40	\$ 54,860.40
GXT4 5000VA UPS OL 208V 120V RM WEBCARD	GXT4-5000RT208 & PD2-003	20	\$	4,395.20	\$ 87,904.00
MR18-HW MR18-HW Meraki MR18 Cloud					
Managed AP	MR18-HW	311	\$	324.50	\$ 100,919.50
Total Prediscount Amount - Omitted Line Items				\$ 254,412.47	
	Additio	nal Funding	Req	uest (40%)	\$ 101,764.99

¹ The vendor resubmitted its price quote on March 10, 2015 (but did not change the date of the revised proposal from the original submission date of February 13, 2015). When the vendor resubmitted the price quote on March 10, 2015 it was accompanied by an Excel spreadsheet that included only some, and not all of the components, due to the Applicant's request for a supplemental price quote for some of the items (the switches and related operating software that were included on the Form 471 application). The formal price quote contained all of the components that the Applicant intended to include on the Form 471 application – the originally quote items as well as the items on the supplemental price quote; however, the Applicant's consultant mistakenly relied on the incomplete Excel spreadsheet and not the complete price quote for preparing the Form 471 application. Consequently the wireless access points, access point licenses, and UPS components were omitted from the Form 471 application in error.

² http://universalservice.org/sl/applicants/step02/state-master-contracts.aspx

All of the omitted items are circled on Exhibit 1 to confirm that they were included in the March 10, 2015 vendor price quote.

Additionally, to prove the District's intention to include all of the components in the vendor's March 10, 2015 price quote when the Form 471 application was submitted, attached are three purchase orders issued by the District on April 14, 2015, May 27, 2015 and July 8, 2015 for purchases of many of the components that were omitted from the Form 471 application. *See* Exhibit 2. The chronology is as follows:

- February 13 and March 10, 2015: Vendor price quote (original and revised) was submitted for all components.
- April 11, 2015: Form 471 was submitted and certified for only the switches and related software and omitted wireless access points, licenses, UPS and firewall.
- April 14, 2015: District issued Purchase Order 5003432 for GXT4 5000VA UPS OL 208V 120V RM WEBCARD. Note that the Purchase order contains the following language: "PO must include 471 #1029584, FRN 2797503." Given the proximity between the submission of the E-rate application and issuance of the purchase order, it is obvious that the District issued the purchase order in reliance on the pending E-rate application.
- May 27, 2015: The District issued Purchase Order 15003616 for Checkpoint Firewall Security Gateway pre-defined system (4 cores, 9 Blades) SKU CPSG-P409 for \$10,728.57. Note that the Purchase order contains the following language: "PO must include 471 #1029584, FRN 2797503." Again, this purchase order was issued more than one month prior to the issuance of the funding commitment decisions letter and in reliance on the Form 471 application.
- On July 8, 2015, prior to the physical receipt of the July 6, 2015 funding commitment decisions letter and prior to the discovery of the omitted equipment on the Form 471 application, the District issued a third PEPPM Purchase Order 16001833 for 150 of the 311 access points – components LIC-ENT-5YR Meraki MR Enterprise Cloud Controller License, 5 Years and MR18-HW MR18-HW Meraki MR18 Cloud Managed AP.

These purchase orders make clear that by virtue of issuing these purchase orders for the omitted components soon after the Form 471 application was submitted and citing to the Form 471 application, the District intended to purchase **all** of the components in Exhibit 1 as of the date of submission of the Form 471 application. But for the District's belief that these items were included on its Form 471 application and not mistakenly omitted, the District would not have issued these purchase orders.

Ordinarily the District would postpone the purchase of the omitted equipment and apply for the equipment in FY 2016; however, the District needed to make these purchases and in fact made these purchases during FY 2015 and cannot postpone the purchases until FY 2016.

This is a situation where an honest mistake was made and there is no waste, fraud or abuse of any kind. As much as every person involved with this program strives for perfection and to complete the forms and applications on to the best of his or her ability, people *are* fallible and do commit honest mistakes.

Had the mistake been detected prior to the issuance of the FCDL, the Applicant believes that the revision would be permissible under the Bishop Perry case as a correction to a ministerial and clerical error. We also believe that this request for waiver is consistent with other requests to increase approved funding, post-FCDL, that the FCC has approved.

The specific amount of additional funding requested is set forth in Exhibit 3.

Also attached as Exhibit 4 is the Letter of Agency that authorizes the filing of this appeal. The District's Technology Director, who certifies all forms, is also being copied on this Supplement to Request for Waiver.

For these reasons set forth above as well as the reasons set forth in the August 12, 2015 Request for Waiver, the Applicant respectfully requests the FCC to conclude it is in the public interest to grant this waiver.

Respectfully submitted,

Debra M. Kriete, Esq.

dmkriete@comcast.net

1300 Bent Creek Blvd, Suite 102 Mechanicsburg, PA 17050 717 232 0222 (voice) 717 256 0098 (fax)

Debra M. Kriete

Dated: November 17, 2015

cc: Central Bucks School District Director of Technology

Enclosures: Exhibit 1, Vendor Price Quote

Exhibit 2, Purchase Orders

Exhibit 3, Additional funding requested

Exhibit 4, Letter of Agency

Exhibit 1 to Supplement to Request for Waiver- Vendor Price Quote for all equipment submitted 2/13/2015 and 3/10/15

Joel McGowan Page 1 of 2 Quotation #: 21735329 02/13/15 03/08/15 Quotation Expiration Date: Quotation Date: Account Rep: Client Reference: CENTRAL BUCKS SCHOOL DISTRICT Ship To 18901 CENTRAL BUCKS SCHOOL DISTRICT ЬΑ ACCOUNTS PAYABLE 20 WELDEN DRIVE DOYLESTOWN Bill To Quotation

Qty	y Part Number	MFG Name	Description	Unit Price	Extended Price
			Plates: ePlus works with our customers to follow either a BEAR or discount billing process for their E-Rate eligible purchases. All E-Rate approvals for the specific items being purchased through the program must be in place before we will process an order leveraging discount billing (SPI). For the BEAR process, process an order to ePlus under standard net terms for the entire amount and file a BEAR properties an order to ePlus under standard net terms for process a compliant BEAR submission and cut a check to the school/library once reimbursement funds are received from E-Rate as required under the program. If making a purchase prior to E-rate approval (via purchase order using standard net terms), that purchase is not returnable or cancellable in the event E-rate funding is not awarded. E-Rate-based pricing leveraging most vendor programs is normally contingent upon the applicant selecting ePlus SPIN 143006553 on their form 471 submittal to E-Rate, prior to the processing of an order.		
7	CPSG-P409	CHECK POINT	SEC GTW W/ 4-CORE CNTNR U/U AND 9 BLADES	10,728.57	10,728.57
~	CPES-SS-STANDARD	CHECK POINT	CKP ENT S/W SUB - STD SUPPORT	3,828.06	3,828.06
35	35 J9772A#ABA	웊	2530-48G-POE+ SWCH	1,402.87	49,100.45
35	U3FW4E	웊	CAREPACK 3YR 24X7 25XX SERIES FC SVC	126.77	4,436.95
92	J9775A#ABA	웊	2530-48G SWCH	712.95	65,591.40
92	U3FW4E	웊	CAREPACK 3YR 24X7 25XX SERIES FC SVC	126.77	11,662.84
_	JG747AAE	웊	IMC STD SW PLAT W/ 50 N E-LTU	2,163.11	2,163.11
	I JG749AAE	윺	IMC STD & ENT ADD 50N E-LTU QTY 1-4	1,622.33	17,845.63
311	311 MR18-HW	CISCO	MR18 CLOUD MANAGED AP	324.50	100,919.50
311	1 LIC-ENT-5YR	CISCO	5YR CLOUD CONTROLLER LICS	176.40	54,860.40
20	20 GXT4-5000RT208	LIEBERT	First Quote GXT4 5000VA UPS OL 208V 120V RM WEBCARD	3,953.00	79,060.00

By placing an order with Plus for products or services you agree to comply with the Terms and Conditions for Purchasing Products and Services located at http://www.eplus.com/terms-and-conditions/Pages/Products-Services-Terms-and-Conditions from the Terms shall be the only terms and conditions applicable to transactions between you and ePlus, and no additional or contrary terms referenced in a purchase order, document, or electronic communication shall apply. In no sevent shall epubly represent the constitute acceptance of any terms and conditions set forth therein.

ePlus offers flexible and easy leasing options for your IT equipment. Use leasing to increase your IT acquisition capability, overcome limited budgets, and manage the lifecycle of your assets. Contact an ePlus Leasing Coordinator at 1-703-984-8021 or leasing Ceplus.com to receive a lease quote today. Thank you for your inquiry. Please note the following about this quotation: It will expire on the date stated above. Unless freight amount is indicated, or is zero, freight will be added to the invoice. Unless Bill-To company is

TBD if Applicable Est. Tax: SubTotal: To Place An Order, Please Contact: Sales: Jamie Sgroi exempt from Sales Tax, it will be added to the invoice. Extended Warranties and Professional Services are available. Phone: PO #: Date: **Customer Acceptance** Name: Signature:

with the intent to have your chosen leasing company to pay the costs directly, please note that if the This is a solicitation for an offer and is subject to credit approval. No contract is formed unless a purchase order or other offer is received and accepted by our office. If you accept this quotation essor does not pay ePlus for any reason, you will be responsible for payment to ePlus. This quotation is confidential for your internal use only

Address: 130 Futura Drive - Pottstown, PA 19464 email: jthomas@eplus.com

Fax: 484-791-6159

Ship VIA:

Title:

\$511,202.51 Total:

TBD

Freight:

\$511,202.51

Account Rep: | Joel McGowan Page 2 of 2 Quotation #: 21735329 02/13/15 03/08/15 Quotation Expiration Date: Quotation Date: Client Reference: CENTRAL BUCKS SCHOOL DISTRICT Ship To 18901 CENTRAL BUCKS SCHOOL DISTRICT ЬА Quotation | ACCOUNTS PAYABLE 20 WELDEN DRIVE DOYLESTOWN Bill To

1					
ģ	y Part Number	MFG Name	Description	Unit Price	Extended Price
20	20 PD2-003	LIEBERT	GXT3 5/6KVA POD	442.20	8,844.00
20	20 PAPGXT-5K6K	LIEBERT	PAPGXT-5K6K WSTARTUP.	1,190.59	23,811.80
			Second Quote		
20	20 GXT4-3000RT120	LIEBERT	GXT4 3000VA UPS OL 120V RACK TWR RMKIT	2,197.60	43,952.00
20	20 MP2-130C	LIEBERT	MICROPOD MNT BYPASS 120V 30A (8) 5-20R (328.30	6,566.00
20	20 IS-WEBCARD	LIEBERT	INTELLISLOT WEBCARD I/F	291.45	5,829.00
20	20 RMKIT18-32	LIEBERT	RACKMOUNT KIT FOR 500-10KVA GXT ADJUSTABLE FOR RACKS 18-32IN DEEP.	70.35	1,407.00
20	20 PAPGXT-1K3K	LIEBERT	PAPGXT-UP TO 3K WSTARTUP	1,029.79	20,595.80
_	1 PEPPM	EPLUS	AS PER PEPPM 2015-2017 CONTRACT # 524104 - FAX PO TO 800-636-3779.	0.00	0.00

By placing an order with the Plus for products or services you agree to comply with the Terms and Conditions for Purchasing Products and Services located at http://www.eplus.com/terms-and-conditions/Pages/Products-Services-Terms-and, Conditions for Purchasing Products and Services located at http://www.eplus.com/terms-and-conditions/splus and conditions applicable to transactions between you and ePlus, and no additional or contrary terms referenced in a purchase order, document, or electronic communication shall apply. In no sevent shall electronic constitute acceptance of any terms and conditions set forth therein.

ePlus offers flexible and easy leasing options for your IT equipment. Use leasing to increase your IT acquisition capability, overcome limited budgets, and manage the lifecycle of your assets. Contact an ePlus Leasing Coordinator at 1-703-984-8021 or leasing Ceplus.com to receive a lease quote today. Thank you for your inquiry. Please note the following about this quotation: It will expire on the date stated above. Unless freight amount is indicated, or is zero, freight will be added to the invoice. Extended Warranties and Professional Services are available.

Customer Acceptance		To Place
Signature:	Date:	Sales
Name:	PO #:	Phone
Title:	Ship VIA:	Fa
This quotation is confidential for your internal use only.		3
This is a solicitation for an offer and is subject to credit approval. No contract is formed unless a	No contract is formed unless a	ema
purchase order or other offer is received and accepted by our office. If you accept this quotation	ce. If you accept this quotation	Address
with the intent to have your chosen leasing company to pay the costs directly, please note that if the	osts directly, please note that if the	
Lessor does not pay ePlus for any reason, you will be responsible for payment to ePlus.	for payment to ePlus.	

Place An Order , Please Contact:		
Sales: Jamie Soroi	SubTotal:	\$511,202.51
	Est. Tax:	TBD if Applicable
Phone:		i
Fax: 484-791-6159	Freignt:	IBD
email: jthomas@eplus.com		
ddress: 130 Futura Drive - Pottstown, PA 19464	Total:	\$511,202.51
		•



Central Bucks School Distri

Posted Purchase Order

20 Welden Drive Doylestown, PA 18901

Order No.Order Date
Requisition
Page 1

15003432 4/14/2015 RQ-030250

Buy From: 1114

EPLUS TECHNOLOGY, INC.
PEPPM ALT FAX# 1-570-523-7843, JAIME S
P.O. BOX 479
130 FUTURA DRIVE
POTTSTOWN, PA 19464

Terms

Buyer

Amy Ahern

Ship To:

Central Bucks School District Educational Services Center Attn: Ed Sherretta - IT Dept 16 Welden Drive Doylestown, PA 18901

Ship Method

Expected Receipt Date

No.	Description	Vendor Item No.	Quantity Ordered	Unit of Measure	Unit Price	Amount
2240	GXT4 3000VA UPS OL 120V Rack TWR RMKIT	GXT4-3000RT120	20		2,197.60	43,952.00
	PO must include:471#1029584,FRN 2797503					
2240	Micropod MNT Bypass 120v 30A(8)5-20R	MP2-130C	20		328.30	6,566.00
	PO must include: PEPPM 2015-2017 Contract#524104					
2240	Intellislot Webcard I/F	IS-WEBCARD	20		291.45	5,829.00
	Fax PO to:800-636-3779					
2240	Rackmount kit-500-10KVA GXT	RMKIT18-32	20		70.35	1,407.00
	Adjustable for racks 18-32in deep					
2240	PAPGXT-Up to 3K wstartup	PAPGXT-1K3K	20		1,029.79	20,595.80

Contact:James Sgroi/jthomas@eplus.com

Order Total:

78,349.80



Central Bucks School Distri

Posted Purchase Order

20 Welden Drive Doylestown, PA 18901

Order No.
Order Date
Requisition
Page 1

15003616 5/27/2015 RQ-031674

Buy From: 1114

EPLUS TECHNOLOGY, INC.
PEPPM ALT FAX# 1-570-523-7843, JAIME S
P.O. BOX 479
130 FUTURA DRIVE
POTTSTOWN, PA 19464

Terms

Buyer

Juliet Meehan

Ship To:

Central Bucks School District Educational Services Center Attn: Ed Sherretta - IT Dept. 16 Welden Drive Doylestown, PA 18901

Ship Method

Expected Receipt Date

No.	Description	Vendor Item No.	Quantity Ordered		Unit Price	Amount
2240	SEC GTW w/ 4Core CNTNR U?U & 9 Blades	CPSG-P409	1		10,728.57	10,728.57
	"471#1029584, FRN 2797503"					
	PO Must Include the following verbiage: "CBSD acknowle	dges that we are making				
	this purchase prior to E-rate approval (via purchase order	using standard net	2			
	terms), and that the purchase is not returnable or cancella	ble in the event				
	E-rate funding is not awarded."					
2240	CKP ENT S/W Sub-STD Support	CPES-SS-STAND	1		3,828.06	3,828.06
	PEPPM ordering requirements					
				Order Total:		46,742.34



Central Bucks School Distri

Posted Purchase Order

20 Welden Drive Doylestown, PA 18901

Order No.
Order Date
Requisition
Page 1

16001833 7/8/2015 RQ-032792

Buy From: 1114

EPLUS TECHNOLOGY, INC.
PEPPM ALT FAX# 1-570-523-7843, JAIME S
P.O. BOX 479
130 FUTURA DRIVE
POTTSTOWN, PA 19464

Terms

Buyer

Amy Ahern

Ship To:

Central Bucks School District Administration Services Attn: Ed Sherretta - IT Dept. 20 Welden Drive Doylestown, PA 18901

Ship Method

Expected Receipt Date

Description	Vendor Item No.	Quantity Unit of Ordered Measure	Unit Price	Amount
MR18 Cloud Managed AP, CISCO	MR18-HW	150	324.50	48,675.00
EPlus Qte # 21791868				
FAX PO TO 610.495.1208 ATTN: Joel McGowan				
5YR Cloud Controller LICS, CISCO	LIC-ENT-5YR	150	176.40	26,460.00
	MR18 Cloud Managed AP, CISCO EPlus Qte # 21791868 FAX PO TO 610.495.1208 ATTN: Joel McGowan	Description No. MR18 Cloud Managed AP, CISCO MR18-HW EPlus Qte # 21791868 FAX PO TO 610.495.1208 ATTN: Joel McGowan	Description No. Ordered Measure MR18 Cloud Managed AP, CISCO MR18-HW 150 EPlus Qte # 21791868 FAX PO TO 610.495.1208 ATTN: Joel McGowan	DescriptionNo.OrderedMeasureUnit PriceMR18 Cloud Managed AP, CISCOMR18-HW150324.50EPlus Qte # 21791868FAX PO TO 610.495.1208 ATTN: Joel McGowan

COSTARS-3 IT Hardware Contract #003-078

Order Total:

75,135.00

Exhibit 3 to Supplement to Request for Waiver, Application No. 1029584 Line Items inadvertently omitted from Form 471 Application

Description	Model Number	Oty	Price/Unit	Extended Price (quantity) unit price)
	CPSG-P409	-	\$ 10,728.57 \$	\$ 10,728.57
LIC-ENT-5YR Meraki MR Enterprise Cloud Controller License, 5	-			
Years	LIC-ENT-5YR	311	311 \$ 176.40 \$	\$ 54,860.40
	GXT4-5000RT208			
GXT4 5000VA UPS OL 208V 120V RM WEBCARD	& PD2-003	20	20 \$ 4,395.20 \$	\$ 87,904.00
MR18-HW MR18-HW Meraki MR18 Cloud Managed AP	MR18-HW	311 \$	\$ 324.50	\$ 100,919.50
	Total Prediscount Amount - Omitted Line Items	\mount - Omi	tted Line Items	\$ 254,412.47
	Additic	onal Funding	Additional Funding Request (40%)	\$ 101,764.99

Official Letterhead

December 1, 2014

E-RATE LETTER OF AGENCY FOR FY 2015 & PRIOR YEARS (Universal Service Support Mechanism for Schools and Libraries, 47 C.F.R. Part 54)

To whom it may concern:

CENTRAL BUCKS SCHOOL DISTRICT (District) appoints Debra Kriete as its agent for purposes of providing E-rate services to the District. Ms. Kriete is authorized to prepare and file E-rate forms and other documents on behalf of the District. The District authorizes Ms. Kriete to communicate with vendors, the Fund Administrator (the Schools and Libraries Division of the Universal Service Administrative Company) (SLD) and anyone else with whom she needs to confer in order to provide E-rate consulting services for the FY 2015 and prior E-rate funding years. In addition to filing documents with the SLD, Ms. Kriete is authorized to communicate with the SLD concerning any and all transactions such as PIA information requests, service substitutions, SPIN changes, Form 470, 471, 472, 486 and 500 submissions and any other purpose) as well as with vendors and bidders. Ms. Kriete is authorized to act on behalf of the District for any and all funding year programmatic requirements for FY 2015 as well as any matters pertaining to all prior funding years, including the filing of forms and communications with SLD and vendors.

Ву:	Auer Mechan
	Signature
	Purchasing Mings.
	Title
	267.893.2062
	Telephone Number
	imechan@cbsd-org
	Email Address